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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Mail Stop AF, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: March 7, 2005 Name: G. Peter Nichols

Signature:

BRINKS  
HOFER  
GILSON  
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Jennifer Marvin

Appln. No.: 10/038,765

Filed: January 2, 2002

For: TAMPON APPLICATOR ASSEMBLY AND  
METHOD OF USING SAME

Attorney Docket No: 659/923 (17,699)

Examiner: Kidwell

Art Unit: 3761

Mail Stop AF  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL**

Sir:

**Attached is/are:**

- ☒ Response  
☒ Return Receipt Postcard

**Fee calculation:**

- ☒ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

|   |                                     |       |                                    |                  | Small Entity |           |    | Not a Small Entity |           |
|---|-------------------------------------|-------|------------------------------------|------------------|--------------|-----------|----|--------------------|-----------|
|   | Claims Remaining<br>After Amendment |       | Highest No.<br>Previously Paid For | Present<br>Extra | Rate         | Add'l Fee | or | Rate               | Add'l Fee |
| Total                                     | 25                                  | Minus | 25                                 | 0                | x \$25=      |           |    | x \$50=            | 0         |
| Indep.                                    | 3                                   | Minus | 3                                  | 0                | x 100=       |           |    | x \$200=           |           |
| First Presentation of Multiple Dep. Claim |                                     |       |                                    |                  | +\$180=      |           |    | +\$360=            |           |
|   |                                     |       |                                    |                  | Total        | \$        |    | Total              | \$0       |

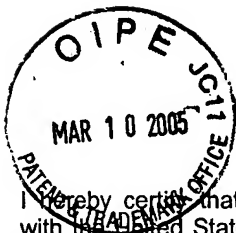
**Fee payment:**

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

G. Peter Nichols (Reg. No. 34,401)

March 7, 2005  
Date



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March 7, 2005

Date of Deposit

G. Peter Nichols

Name of applicant, assignee or  
Registered Representative

Signature

MARCH 7, 2005

Date of Signature

**EXPEDITED PROCEDURE**

**37 C.F.R § 1.116**

**Group Art Unit 3761**

**PATENT**

**Case No. 659/923 (17,699)**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Jennifer Marvin

Serial No.: 10/038,765

Filed: Jan. 2, 2002

For: TAMPON APPLICATOR ASSEMBLY  
AND METHOD OF USING SAME

Examiner: Kidwell

Group Art Unit: 3761

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450 – Mail Stop AF  
Alexandria, VA 22313-1450

Dear Sir:

This responds to the Office Action mailed January 5, 2004. In view of the following Amendments and Remarks, Applicant respectfully requests allowance of the application.